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PTO/SB/36 (11-00)
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REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)

| | |
|----------------------|---|
| Application Number | 09/978,599 |
| Filing Date | October 16, 2001 |
| First Named Inventor | ABOVITZ, et al. |
| Title | DIGITAL MINIMALLY INVASIVE SURGERY SYSTEM |
| Atty Docket Number | ZKT 2 0014 |
| Group Art Unit | 3736 |
| Examiner | Unknown |

I hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

14 Oct 2002

Date

Signature

Thomas E. KOCOVSKY, Jr. US 28,383

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

CERTIFICATE OF MAILING

I hereby certify that this REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST 35 U.S.C. 122(b) (2)(B)(ii) in connection with U.S. Patent Application Serial No. 09/978,599 is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on this 15th day of October, 2002.

By: Hilary McNulty



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:) Examiner: Unknown
R. ABOVITZ, et al.) Art Unit: 37360
Serial No.: 09/978,599) Confirmation: 5128
Filed: October 16, 2001)
For: **DIGITAL MINIMALLY
INVASIVE SURGERY SYSTEM**)
Attorney Docket No.:) Cleveland, OH 44114
ZKT 2 0014) October 12, 2002

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SUBMISSION OF FORMAL DRAWINGS

Assistant Commissioner
For Patents
Washington, D.C. 20231

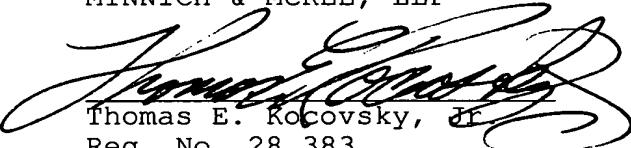
Dear Sir:

The applicants are submitting herewith three (3) sheets of Formal Drawings, including FIGURES 1-3.

An early indication of the acceptance of the Formal Drawings is earnestly solicited.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP


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CERTIFICATE OF MAILING

I hereby certify that this **SUBMISSION OF FORMAL DRAWINGS** and **3 SHEETS OF FORMAL DRAWINGS** in connection with U.S. Patent Application Serial No. 09/978,599 are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on this 15th day of October, 2002.

By: Gilary McNeely